

Assembly Bill No. 1252

Passed the Assembly June 26, 2008

Chief Clerk of the Assembly

Passed the Senate June 23, 2008

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2008, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act relating to housing and transportation infrastructure, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1252, Caballero. Housing and Emergency Shelter Trust Fund Act of 2006: Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006.

(1) The Housing and Emergency Shelter Trust Fund Act of 2006 and the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 authorize the issuance of general obligation bond funds for various purposes relating to housing and transportation infrastructure improvements.

This bill would make legislative findings and declarations regarding the need to expedite the funding of planning, housing, and infill incentive programs to address housing and infrastructure needs, and to expedite funding to improve streets and roads, and to improve traffic congestion, safety, and air quality. The bill would also declare that the combined effects of the infrastructure improvements funded by the bill will be more housing that is closer to jobs; shorter, faster, and safer commutes with improved air quality; and a commensurate reduction in energy usage.

(2) The Housing and Emergency Shelter Trust Fund Act of 2006 authorizes the issuance of bonds in the amount of \$2,850,000,000 pursuant to the State General Obligation Bond Law. Proceeds from the sale of these bonds are required to be used to finance various existing housing programs, capital outlay related to infill development, brownfield cleanup that promotes infill development, and housing-related parks. The act establishes the Housing and Emergency Shelter Trust Fund of 2006 in the State Treasury, requires the sum of \$850,000,000 to be deposited in the Regional Planning, Housing, and Infill Incentive Account, which the act establishes in the fund, and makes the money in the account available, upon appropriation, for infill incentive grants for capital outlay related to infill housing development and other related infill development, and for brownfield cleanup that promotes infill

housing development and other related infill development consistent with regional and local plans, subject to the conditions and criteria that the Legislature may provide in statute. The act requires the amount of \$300,000,000 to be deposited in the Transit-Oriented Development Account, which the act establishes in the fund, for transfer to the Transit-Oriented Development Implementation Fund, for expenditure, upon appropriation by the Legislature, pursuant to the Transit-Oriented Development Implementation Program established under the act.

This bill would appropriate the sum of \$100,000,000 to the Department of Housing and Community Development from the Regional Planning, Housing, and Infill Incentive Account, for the purposes of augmenting the Infill Infrastructure Grant Program Notice of Funding Availability issued by the department on February 28, 2008, and for associated support costs.

The bill would also appropriate the sum of \$50,000,000 to the department from the Transit-Oriented Development Account, for the purposes of augmenting the Transit-Oriented Development Grant Program Notice of Funding Availability issued by the department on December 7, 2007, and for associated support costs.

(3) The Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 authorizes the issuance of \$19,925,000,000 in general obligation bonds for various transportation improvements. The act requires the sum of \$250,000,000 to be deposited in the Highway-Railroad Crossing Safety Account and be available to the Department of Transportation, upon appropriation, for the completion of high-priority grade separation and railroad crossing safety improvements. The act requires the sum of \$2,000,000,000 to be deposited in the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006 and, upon appropriation, be allocated to cities and counties for specified local street and road improvements.

This bill would appropriate the sum of \$63,000,000 from the Highway-Railroad Crossing Safety Account for allocation to the department and other eligible applicants consistent with certain guidelines adopted by the California Transportation Commission relating to high-priority grade separation and railroad crossing safety improvement projects.

The bill would appropriate the sum of \$87,000,000 from the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006 for allocation to counties for specified local street and road improvements.

(4) This bill would declare that it is to take effect immediately as an urgency statute.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and hereby declares that it is necessary to expedite the funding of eligible applications for regional planning, housing, and infill incentive programs and the Transit-Oriented Development Implementation Program that are funded under the Housing and Emergency Shelter Trust Fund Act of 2006, in order to address the state's pressing housing and infrastructure needs and stimulate the economy. Furthermore, the Legislature finds and declares that it is necessary to expedite the funding to eligible applicants from specified funds contained in the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, in order to improve the condition and safety of neighborhood streets and roads, and to improve traffic congestion, safety, and air quality at locations where roads and highways intersect with railroad crossings at grade. The combined effects of the infrastructure improvements funded pursuant to this act will be more housing that is closer to jobs; shorter, faster, and safer commutes with improved air quality; and a commensurate reduction in energy usage. Towards this end, the following amounts are appropriated from the following accounts for the following purposes:

(a) The sum of one hundred million dollars (\$100,000,000) is hereby appropriated to the Department of Housing and Community Development from the Regional Planning, Housing, and Infill Incentive Account established in the Housing and Emergency Shelter Trust Fund of 2006 under subdivision (b) of Section 53545 of the Health and Safety Code, for the purposes of augmenting the Infill Infrastructure Grant Program Notice of Funding Availability issued by that department on February 28, 2008, and for associated support costs.

(b) The sum of fifty million dollars (\$50,000,000) is hereby appropriated to the Department of Housing and Community Development from the Transit-Oriented Development Account established in the Housing and Emergency Shelter Trust Fund of 2006 under subdivision (c) of Section 53545 of the Health and Safety Code, for the purposes of augmenting the Transit-Oriented Development Grant Program Notice of Funding Availability issued by that department on December 7, 2007, and for associated support costs.

(c) The sum of sixty-three million dollars (\$63,000,000) is hereby appropriated from the Highway-Railroad Crossing Safety Account established pursuant to subdivision (j) of Section 8879.23 of the Government Code, for allocation to the department and other eligible applicants consistent with Section 8879.63 of the Government Code and guidelines adopted by the California Transportation Commission pursuant to that section. These funds are appropriated for purposes of augmenting the amount appropriated in Item 2660-104-6063 of Section 2 of the Budget Act of 2007.

(d) The sum of eighty-seven million dollars (\$87,000,000) is hereby appropriated from the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006, established pursuant to subdivision (l) of Section 8879.23 of the Government Code, for allocation to counties pursuant to subparagraph (A) of paragraph (1) of subdivision (l) of Section 8879.23 of the Government Code for purposes of augmenting the amount appropriated in Item 9350-104-6065 of Section 2 of the Budget Act of 2007.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to make available, at the earliest possible time, funds to address the state's pressing need for affordable housing and transportation infrastructure to remedy the need for housing options that are located closer to workers' jobs and to improve related transportation facilities and options to shorten commutes and make existing trips faster, safer, and more economical, and to stimulate the economy, it is necessary that this act take effect immediately.

Approved _____, 2008

Governor